

United States Bankruptcy Court

For the NORTHERN District of IOWA

FILED
U.S. BANKRUPTCY COURT S.C.
NORTHERN DISTRICT OF IOWA

IN RE: DAVID DEAN KUHLMAN,

OCT 12 1988

Debtor.

Case No. 87-00348 ~~EVERLY CLERK~~

DONALD H. MOLSTAD, Trustee Plaintiff

v.

HAROLD KUHLMAN,

Defendant

Adversary Proceeding No. X88-01318

JUDGMENT

☐ This proceeding having come on for trial or hearing before the court, the Honorable William L. Edmonds, United States Bankruptcy Judge, presiding, and the issues having been duly tried or heard and a decision having been rendered,

[OR]

☒ The issues of this proceeding having been duly considered by the Honorable William L. Edmonds, United States Bankruptcy Judge, and a decision having been reached without trial or hearing,

IT IS ORDERED AND ADJUDGED:

that plaintiff shall recover from defendant the sum of \$6,481.00 plus the costs of this action.

VOL. II
Page 98



[Seal of the U.S. Bankruptcy Court]

*copies mailed
with Order 10-12-88*

BARBARA A. EVERLY

Clerk of Bankruptcy Court

Date of issuance: 10-12-88

By: *Louis McElroy*

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF IOWA
WESTERN DIVISION

FILED
U.S. BANKRUPTCY COURT S.C.
NORTHERN DISTRICT OF IOWA

OCT 12 1988

BARBARA A. EVERLY, CLERK

IN RE:

DAVID DEAN KUHLMAN,

Debtor.

DONALD H. MOLSTAD, Trustee,

Plaintiff,

vs.

HAROLD KUHLMAN,

Defendant.

Chapter 7

Bankruptcy No. 87-00368S

Adversary No. X88-0131S

ORDER RE: PLAINTIFF'S MOTION FOR DEFAULT JUDGMENT

The matter before the court is plaintiff's motion for default judgment filed July 26, 1988.

The court, having examined the file on this adversary proceeding, finds that trustee Donald H. Molstad filed his adversary complaint against defendant Harold Kuhlman on May 9, 1988 and on May 12, 1988 by first-class United States mail served the complaint along with summons and notice on the defendant at Route 1, Dunlap, Iowa.

In response to the complaint, defendant has neither appeared nor filed answer or responsive motion.

On July 26, 1988, the trustee filed a motion for default judgment. The clerk entered default of record on August 10, 1988.

Hearing was held on the motion for default judgment on September 29, 1988 at which time plaintiff appeared. Defendant did not appear, although defendant received notice of the hearing on

the default judgment.


As a result of the hearing, trustee was required to file an affidavit pursuant to 50 U.S.C.A. App. § 520. This affidavit was filed October 7, 1988.

Plaintiff seeks judgment against the defendant in the sum of \$6,481.00.

The court finds that the defendant is in default for failure to answer and that judgment should be entered in favor of the plaintiff and against the defendant for the requested amount.

IT IS THEREFORE ORDERED that plaintiff shall recover from defendant the sum of \$6,481.00 plus the costs of this action. Judgment shall enter accordingly.

SO ORDERED ON THIS 12 DAY OF OCTOBER, 1988.


William L. Edmonds, Bankruptcy Judge

cc: Donald Molstad
Harold Kuhlman
U. S. Trustee
on 10/1288, *LM*